

FIRST REGULAR SESSION

HOUSE BILL NO. 835

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KORMAN.

1761H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 137.095, RSMo, and to enact in lieu thereof one new section relating to taxation of property.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 137.095, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 137.095, to read as follows:

137.095. 1. The real and tangible personal property of all corporations operating in any county in the state of Missouri and in the City of St. Louis, and subject to assessment by county or township assessors, shall be assessed and taxed in the county in which the property is situated on the first day of January of the year for which the taxes are assessed, and every general or business corporation having or owning tangible personal property on the first day of January in each year, which is situated in any other county than the one in which the corporation is located, shall make return to the assessor of the county or township where the property is situated, in the same manner as other tangible personal property is required by law to be returned, except that all motor vehicles which are the property of the corporation and which are subject to regulation under chapter 390 shall be assessed for tax purposes in the county in which the motor vehicles are based.

2. For the purposes of subsection 1 of this section, the term "based" means the place where the vehicle is most frequently dispatched, garaged, serviced, maintained, operated or otherwise controlled, except that leased passenger vehicles shall be assessed at the residence of the driver or, if the residence of the driver is unknown, at the location of the lessee.

3. The assessed valuation of any tractor or trailer as defined in section 301.010 owned by a corporation and used in [~~interstate~~] **interjurisdictional** commerce must be apportioned to

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 Missouri based on the ratio of miles traveled in this state to miles traveled in ~~[the United States~~
19 ~~in interstate]~~ **interjurisdictional** commerce during the preceding tax year or on the basis of the
20 most recent annual mileage figures available **regardless of base registration state. If historical**
21 **distance records are unavailable, a corporation may use the average per vehicle distance**
22 **calculation as described under section 320 of the international registration plan and**
23 **provided by the division of motor carrier services of the highway and transportation**
24 **commission or any other reasonable source of distance data.**

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